

the course architect, telephoned. He's a Pine Valley member too.

"Jimmy Dunne, God bless him, he was in there in the rubble with us," the father told Fazio. Dunne's firm had 125 employees on the 104th floor. Half of them were missing. More than a few were serious golfers, or the sons of serious golfers. Dunne is a serious golfer. He wasn't in the office on that horrid Tuesday morning because he was attempting to qualify for the U.S. Mid-Amateur, a lifelong dream for him.

The conversation with Fazio came to a close. "They can rip off your arms and legs, Tom, you just don't want them taking your children," Davis Sr. told him. "I love you, Tom Fazio. Give Sue and your kids a big hug from me."

Deeg once got his handicap down to four. Every third year, on a midsummer weekend, he'd play in the two-day Father-Son tournament at Pine Valley. One year the Seznas were in contention as they stood on the 16th tee in the second round. The format was alternate shot. One generation hits a shot, then the other generation plays the next. The son hooked his drive. The father needed to hit a big sweeping hook to reach the green, which is bordered by a water hazard on the right.

"Why don't you punch a safe one down in front, I'll chip up, and you'll make the putt for par," the son said.

"Nah, I can hook a five-iron on," the father said.

The five-iron shot didn't hook a bit. As it was heading for the water, Deeg said, "How old do I have to be before you'll start listening to me?" He was 15. From that double bogey on, his father listened.

Last Thursday, Davis Sr. was showing a friend a picture of his favorite foursome. Three boys and their father, all in shorts and polo shirts and smiles, standing on the 14th tee at Seminole, in North Palm Beach, Fla., the Atlantic Ocean behind them, nothing but years of golf in front of them. The father was on the far right, looking proud. He started to identify his boys. "That's Willie next to me," said Davis Sr. "He's a senior in high school, plays to a three [handicap]. That's Deeg on the left. Between them, that's . . ."

The name never came out. The boy was Teddy, the youngest child of Gail and Davis Sezna. He died last year, at age 15, on the first Saturday in July in an early-morning boating accident. The father and son were cruising in a 30-foot motorboat when they ran into a steel light pole. It took two hours for rescuers to find Teddy's body. It took seven hours to get everyone through the receiving line.

Last Saturday the father was backed in Manhattan, searching for signs of his namesake in hope's final at bat. Somehow the father found the courage, wisdom and grace to say, "I live for tomorrow. I'm inspired by tomorrow. There will always be tomorrow."

Willie Sezna now has a standing offer to join his father, every summer, in the Pine Valley Father-Son. They'll play in Deeg's memory. They'll play in Teddy's memory. They'll play until the day comes when they can play no more. When that day will be, no one can say. The Seznas know that far too well.

Mr. BIDEN. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. REID. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to executive session to consider the following Calendar Nos.: 386 through 402, 404 through 412, 414 through 417, and the military promotions reported out earlier today by the Armed Services Committee; that the nominations be confirmed, the motions to reconsider be laid upon the table, any statements relating to the nominations be printed in the RECORD, and the President be immediately notified of the Senate's action.

The PRESIDING OFFICER. Without objection, it is so ordered.

The nominations considered and confirmed are as follows:

DEPARTMENT OF TRANSPORTATION

Joseph M. Clapp, of North Carolina, to be Administrator of the Federal Motor Carrier Safety Administration.

DEPARTMENT OF STATE

Roy L. Austin, Pennsylvania, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to Trinidad and Tobago.

Franklin Pierce Huddle, Jr., of California, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Tajikistan.

Kevin Joseph McGuire, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Namibia.

Pamela Hyde Smith, of Washington, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Moldova.

Michael E. Malinowski, of the District of Columbia, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Kingdom of Nepal.

Hans H. Hertell, of Puerto Rico, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Dominican Republic.

John J. Danilovich, of California, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Costa Rica.

R. Barrie Walkley, of California, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Guinea.

Mattie R. Sharpless, of North Carolina, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Central African Republic.

Arlene Render, of Virginia, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the

United States of America to the Republic of Cote d'Ivoire.

Jackson McDonald, of Florida, a Career Member of the Senior Foreign Service, Class of Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of The Gambia.

Ralph Leo Boyce, Jr., of Virginia, to be a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Indonesia.

Clifford G. Bond, of New Jersey, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to Bosnia and Herzegovina.

Rockwell A. Schnabel, of California, to be Representative of the United States of America to the European Union, with the rank and status of Ambassador Extraordinary and Plenipotentiary.

John Stern Wolf, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be an Assistant Secretary of State (Non-proliferation).

Kevin E. Moley, of Arizona, to be Representative of the United States of America to the European Office of the United Nations, with the rank of Ambassador.

Kenneth C. Brill, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Representative of the United States of America to the International Atomic Energy Agency, with the rank of Ambassador.

Kenneth C. Brill, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Representative of the United States of America to the Vienna Office of the United Nations, with the rank of Ambassador.

Patricia de Stacy Harrison, of Virginia, to be an Assistant Secretary of State (Educational and Cultural Affairs).

Charlotte L. Beers, of Texas, to be Under Secretary of State for Public Diplomacy.

DEPARTMENT OF DEFENSE

Michael Parker, of Mississippi, to be an Assistant Secretary of the Army.

DELTA REGIONAL AUTHORITY

P.H. Johnson, of Mississippi, to be Federal Cochairperson, Delta Regional Authority.

MISSISSIPPI RIVER COMMISSION

Brigadier General Edwin J. Arnold, Jr., United States Army, to be a Member and President of the Mississippi River Commission, under the provisions of Section 2 of an Act of Congress, approved June 879 (21 Stat. 37) (33 USC 642).

Brigadier General Carl A. Strock, United States Army, to be a Member of the Mississippi River Commission, under the provisions of Section 2 of an Act of Congress, approved 28 June 1879 (21 Stat. 37) (22 USC 642).

DEPARTMENT OF TRANSPORTATION

Mary E. Peters, of Arizona, to be Administrator of the Federal Highway Administration.

NUCLEAR REGULATORY COMMISSION

Nils J. Diaz, of Florida, to be a Member of the Nuclear Regulatory Commission for the term of five years expiring June 30, 2006. (Reappointment)

DEPARTMENT OF DEFENSE

The following named officer for appointment as the vice Chairman of the Joint chiefs of Staff and appointment to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., sections 601 and 152:

To be general

Gen. Peter Pace

IN THE AIR FORCE

The following named officer for appointment in the United States Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be lieutenant general

Lt. Gen. Charles F. Wald, 0000

The following named officers for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624:

To be brigadier general

Colonel William P. Ard, 0000
Colonel Rosanne Bailey, 0000
Colonel Bradley S. Baker, 0000
Colonel Mark G. Beesley, 0000
Colonel Ted F. Bowlds, 0000
Colonel John T. Brennan, 0000
Colonel Roger W. Burg, 0000
Colonel Patrick A. Burns, 0000
Colonel Kurt A. Cichowski, 0000
Colonel Maria I. Cribbs, 0000
Colonel Andrew S. Dichter, 0000
Colonel Jan D. Eakle, 0000
Colonel David M. Edgington, 0000
Colonel Silvanus T. Gilbert, III, 0000
Colonel Stephen M. Goldfein, 0000
Colonel David S. Gray, 0000
Colonel Wendell L. Griffin, 0000
Colonel Ronald J. Haeckel, 0000
Colonel Irving L. Halter, Jr., 0000
Colonel Richard S. Hassan, 0000
Colonel William L. Holland, 0000
Colonel Gilmory M. Hostage, III, 0000
Colonel James P. Hunt, 0000
Colonel John C. Koziol, 0000
Colonel William T. Lord, 0000
Colonel Arthur B. Morrill, III, 0000
Colonel Leonard E. Patterson, 0000
Colonel Jeffrey A. Remington, 0000
Colonel Edward A. Rice, Jr., 0000
Colonel David J. Scott, 0000
Colonel Winfield W. Scott, III, 0000
Colonel Mark D. Shackelford, 0000
Colonel Glenn F. Spears, 0000
Colonel David L. Stringer, 0000
Colonel Henry L. Taylor, 0000
Colonel Richard E. Webber, 0000
Colonel Roy M. Worden, 0000
Colonel Ronald D. Yaggi, 0000

The following Air National Guard of the United States officers for appointment in the Reserve of the Air Force to the grades indicated under title 10, U.S.C., section 12203:

To be major general

Brigadier General Ronald J. Bath, 0000
Brigadier General Frederick H. Forster, 0000
Brigadier General Juan A. Garcia, 0000
Brigadier General Michael J. Haugen, 0000
Brigadier General Daniel James, III, 0000
Brigadier General Steven R. McCamy, 0000
Brigadier General Jerry W. Ragsdale, 0000
Brigadier General William N. Searcy, 0000
Brigadier General Giles E. Vanderhoof, 0000

To be brigadier general

Colonel Higinio S. Chavez, 0000
Colonel Barry K. Coln, 0000
Colonel Alan L. Cowles, 0000
Colonel James B. Crawford, III, 0000
Colonel Marie T. Field, 0000
Colonel Manuel A. Guzman, 0000
Colonel Roger P. Lemke, 0000
Colonel George R. Niemann, 0000
Colonel Frank Pontelandolfo, Jr., 0000
Colonel Gene L. Ramsey, 0000
Colonel Terry L. Scherling, 0000
Colonel David A. Sprenkle, 0000

The following named officer for appointment in the United States Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be general

Gen. John W. Handy, 0000

The following named officer for appointment in the United States Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be lieutenant general

Maj. Gen. Teed M. Mosely, 0000

The following named officer for appointment as Vice Chief of Staff, United States Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., sections 601 and 8034:

To be general

Lt. Gen. Robert H. Foglesong, 0000

IN THE ARMY

The following named officer for appointment as the Judge Advocate General, United States Army and for appointment to the grade indicated under title 10, U.S.C., section 3037:

To be major general

Brig. Gen. Thomas J. Romig, 0000

The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be lieutenant general

Maj. Gen. Colby M. Broadwater, III, 0000

IN THE NAVY

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 624:

To be rear admiral

Rear Adm. (1h) Joseph D. Burns, 0000

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be vice admiral

Vice Adm. Scott A. Fry, 0000

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 624:

To be rear admiral

Rear Adm. (1h) Rand H. Fisher, 0000

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be admiral

Adm. James O. Ellis, Jr., 0000

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be admiral

Vice Adm. Gregory G. Johnson, 0000

NOMINATIONS PLACED ON THE SECRETARY'S DESK

IN THE AIR FORCE

PN1016 Air Force nomination of Patrick J. * Fletcher, which was received by the Senate and appeared in the Congressional Record of September 10, 2001.

IN THE ARMY

PN803 Army nomination of Christopher P. Aiken, which was received by the Senate and appeared in the Congressional Record of September 4, 2001.

PN804 Army nomination of Rodney D. McKittrick II, which was received by the Sen-

ate and appeared in the Congressional Record of September 4, 2001.

PN805 Army nomination of Randy J. Smeenck, which was received by the Senate and appeared in the Congressional Record of September 4, 2001.

PN806 Army nominations (2) beginning Daniel T. Leslie, and ending William C. Willing, which nominations were received by the Senate and appeared in the Congressional Record of September 4, 2001.

PN807 Army nominations (4) beginning Angelo Riddick, and ending Hekyung L. Jung, which nominations were received by the Senate and appeared in the Congressional Record of September 4, 2001.

PN808 Army nominations (2) beginning Jeffrey S. Cain, and ending Ryung Suh, which nominations were received by the Senate and appeared in the Congressional Record of September 4, 2001.

PN1017 Army nominations (1637) beginning Albert J. Abbadesa, and ending *X5391, which nominations were received by the Senate and appeared in the Congressional Record of September 10, 2001.

PN1055 Army nominations (28) beginning Roger L. Armstead, and ending Carl S. Young, Jr., which nominations were received by the Senate and appeared in the Congressional Record of September 19, 2001.

PN968 Army nomination of Shaofan K. Xu, which was received by the Senate and appeared in the Congressional Record of September 4, 2001.

IN THE MARINE CORPS

PN809 Marine Corps nomination of Richard W. Britton, which was received by the Senate and appeared in the Congressional Record of September 4, 2001.

PN810 Marine Corps nomination of Samuel E. Ferguson, which was received by the Senate and appeared in the Congressional Record of September 4, 2001.

PN1018 Marine Corps nomination of Curtis W. Marsh, which was received by the Senate and appeared in the Congressional Record of September 10, 2001.

IN THE NAVY

PN811 Navy nomination of Raymond E. Moses, Jr., which was received by the Senate and appeared in the Congressional Record of September 4, 2001.

PN812 Navy nominations (800) beginning Johnny R. Adams, and ending Timothy J. Ziolkowski, which nominations were received by the Senate and appeared in the Congressional Record of September 4, 2001.

PN992 Navy nomination of Sandra P. Moriguchi, which was received by the Senate and appeared in the Congressional Record of September 5, 2001.

NOMINATION OF MARY PETERS

Mr. BYRD. Mr. President, I support the nomination of Ms. Mary Peters to be the next Administrator of the Federal Highway Administration. I ask my colleagues to support her as well. Ms. Peters is a true transportation professional. She served in several senior positions within the Arizona Department of Transportation, including the position of Director of the Department. In that capacity, she was responsible not only for that state's highway system but also for several other aspects of the State's transportation program.

I had the privilege of meeting with Ms. Peters this afternoon and found her to be an extraordinarily pleasant individual, well versed in the issues that will require her attention as Federal Highway Administrator. I specifically had the opportunity to discuss

with her the importance of implementing measures that will expedite the completion of the numerous highway projects for which America's taxpayers have been waiting for a great many years. Ms. Peters explained that she is committed to pursuing efforts to streamline the federal approval process. I look forward to working with her in this effort.

I again urge my colleagues to support the confirmation of Mary Peters to be our next Federal Highway Administrator.

Mr. REID. Mr. President, the Senate has just confirmed almost 30 people for various positions in the Federal Government, and that number will be more than that counting all the military people. So it is a good day for us. In fact, I have just been informed by the staff that the military who were approved today are in the hundreds, so we have done very well.

Mr. President, I ask unanimous consent that the Agriculture Committee be discharged from further consideration of the following nominations and that the Senate proceed to their immediate consideration:

Mark Edward Rey, to be Under Secretary of Agriculture;

Mark Edward Rey, to be a member of the Board of Directors of the Commodity Credit Corporation;

Hilda Gay Legg, to be Administrator of the Rural Utilities Service at the Department of Agriculture;

Elsa Murano, to be the Under Secretary of Agriculture;

Edward McPherson, to be the Chief Financial Officer for the Department of Agriculture.

Mr. President, I ask unanimous consent that these nominees be confirmed, the motions to reconsider be laid upon the table, any statements relating to the nominations be printed in the RECORD, the President be immediately notified of the Senate's action, and the Senate return to legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

The nominations considered and confirmed are as follows:

DEPARTMENT OF AGRICULTURE

Mark Edward Rey, of the District of Columbia, to be Under Secretary of Agriculture for Natural Resources and Environment.

Mark Edward Rey, of the District of Columbia, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Hilda Gay Legg, of Kentucky, to be Administrator, Rural Utilities Service, Department of Agriculture.

Elsa A. Murano, of Texas, to be Under Secretary of Agriculture for Food Safety.

Edward R. McPherson, of Texas, to be Chief Financial Officer, Department of Agriculture.

LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will now return to legislative session.

OFFICER RONALD C. SHEFFIELD

Mr. LEVIN. Mr. President, today family and friends gathered outside De-

troit to pay their final respects to Federal Protective Services Officer Ronald C. Sheffield and to remember a life of sacrifice and service to others. Last Friday, September 21, 2001, Officer Sheffield was shot and killed while on duty at the McNamara Federal Building in downtown Detroit. My largest State office is in the McNamara Building and many members of my staff were in the building when the shooting occurred. His loss will be felt by the entire McNamara Building family but most deeply by those closest to him, particularly his daughters Jessica Lynn and Jinelle Marie. Officer Sheffield spent his career protecting Americans and defending our great country. He was a sergeant in the Marines during combat operations in the Persian Gulf War and a police officer with the Veterans Administration before joining the GSA.

The past 2 weeks have made all Americans even more aware of the dedication and bravery of the thousands of law enforcement officers, firefighters, military and emergency personnel who risk their lives every day to protect us. Officer Sheffield now joins the ranks of those American heroes who have made the ultimate sacrifice. My thoughts and prayers are with Officer Sheffield's family, friends and fellow officers who are grieving. And my sincere thanks and admiration go out to law enforcement officers, firefighters, military and emergency personnel across the country.

LOCAL LAW ENFORCEMENT ACT OF 2001

Mr. SMITH of Oregon. Mr. President, I rise today to speak about hate crimes legislation I introduced with Senator KENNEDY in March of this year. The Local Law Enforcement Act of 2001 would add new categories to current hate crimes legislation sending a signal that violence of any kind is unacceptable in our society.

I would like to describe a terrible crime that occurred August 1998 in Bridgeport, PA. Greg Thorpe, 30, allegedly made anti-gay threats and assaulted a lesbian outside a bar. On September 23, 1998, he was charged with aggravated and simple assault, recklessly endangering another person, terrorist threats, harassment, stalking, disorderly conduct, conspiracy and ethnic intimidation.

I believe that government's first duty is to defend its citizens, to defend them against the harms that come out of hate. The Local Law Enforcement Enhancement Act of 2001 is now a symbol that can become substance. I believe that by passing this legislation, we can change hearts and minds as well.

PRE-ELECTION CONDITIONS IN ZIMBABWE

Mr. FEINGOLD. Mr. President, I rise today to draw the Senate's attention to the continuing political and economic crisis in Zimbabwe.

This summer, the Subcommittee on African Affairs of the Senate Foreign Relations Committee held a hearing on this crisis. The overwhelming consensus of the witnesses at that hearing, witnesses from the administration, from NGOs, and from academia, was that Zimbabwe would continue in a downward spiral, with potentially disastrous results for the entire Southern African region, unless the rule of law is sufficiently restored to create conditions for a fair Presidential election next year.

I regret that recent events suggest that the Government of Zimbabwe is intent on taking the opposite approach. Zimbabwean authorities have expelled representatives of the widely-respected International Foundation for Electoral Systems, better known to many in this body as IFES. An IFES team had traveled to Zimbabwe to monitor pre-election conditions, which are critically important to a free and fair election. If the only information available to voters is state-controlled propaganda, if opposition party leaders and supporters are intimidated, and if the administrative structure established to prepare for and govern elections is biased, the deck is stacked against democracy before voting even begins. Without international monitors in place, the international community cannot adequately assess these important issues.

In fact, despite recent encouraging reports that the government of Zimbabwe had agreed to a rule-governed land reform strategy in return for significant assistance from Britain, conditions continue to be grim within the country. Reports indicate that 900 of 1,150 farms are unable to continue normal operations because they are still under occupation, and food supplies are inadequate.

I strongly support rule-governed land reform in Zimbabwe. It is clearly urgently needed and the United States should provide significant assistance to such an effort. But the most pressing problem in Zimbabwe is not about land. It is about the systematic destruction of the rule of law; it is about the intimidation of independent journalists; it is about executive interference with the judiciary; and it is about the abuse of Zimbabweans who support the opposition party or have the misfortune of standing between ruling party-financed thugs and the objects of their desire. So far no evidence has come to light indicating that these fundamental issues have been resolved.

As the United States quite rightly devotes itself to fighting terrorism, we must not let the horrific attacks of September 11 deter us or distract us from our other important foreign policy goals and interests. This country must continue speaking out against oppression and in favor of freedom all over the world. Sham elections will not be legitimized by the international community, and President Mugabe's government cannot regain credibility